

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1112 - SB 1150

March 22, 2021

SUMMARY OF ORIGINAL BILL: Prohibits a local government from establishing certain requirements for prime or subcontractors in excess of what is required under federal or state law property, as part of a contract to improve real property.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

IMPACT TO COMMERCE OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (005332): Deletes and rewrites all language after the enacting clause such that the substantive changes: (1) prohibit a local government from establishing such requirements for bids, proposals, and agreements relating to an improvement of real property; (2) expand the list of prohibited requirements; (3) voids any ordinance, rule, or policy adopted by a local government which attempts to prevent or restrict contractors from bidding or contracting based on the contractor's failure or refusal to perform the prohibited requirements or which gives preference to a contractor which agrees to such prohibited requirements; and (4) prohibit a local government from restricting contractors from bidding, proposing, or accepting a contract except when there is a finding or order that the contractor willfully violated federal or state law.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumption for the bill as amended:

- Prohibiting the establishment of requirements which are in excess of current federal and state laws will not result in any significant impact to state or local government.

IMPACT TO COMMERCE WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumption for the bill as amended:

- Any impact to jobs or commerce in Tennessee by establishing such prohibition on local government regulation is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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